

UNITED STATES DISTRICT COURT

Northern District of California

Mazur,

07-03967 MHP

Plaintiff(s),

NOTICE RE: NONCOMPLIANCE WITH COURT ORDER

v.

eBay, Inc.,

Defendant(s).

16 The parties have failed to file an ADR Certification and either a Stipulation and
17 [Proposed] Order Selecting an ADR Process or a Notice of Need for ADR Phone
18 Conference as required by the Initial Case Management Scheduling Order. Counsel
19 shall Meet and Confer forthwith in an attempt to agree on an ADR process for this
20 matter. Thereafter, counsel, on behalf of themselves and each party, promptly shall file
21 an **ADR Certification** and either 1) a **Stipulation and [Proposed] Order Selecting**
22 **ADR Process**, or 2) a **Notice of Need for ADR Phone Conference** (Civil L.R. 16-8(b),
23 ADR L. R. 3-5(b) Civil L.R. 16-8(c), ADR L. R. 3-5(c), (d)). (These forms are available
24 at www.adr.cand.uscourts.gov.)

26 Further, in accordance with ADR L.R. 3-5(e) counsel shall concurrently provide a
27 copy of all documents filed pursuant to this notice directly to the ADR Unit either by fax
28 (415-522-4112), hand delivery (ADR Program, USDC, Northern District of California,

1 450 Golden Gate Avenue, 16th Floor, San Francisco, California), or by PDF attachment
2 to an e-mail directed to adr@cand.uscourts.gov.

3
4 It is the responsibility of counsel to schedule an ADR Phone Conference, if
5 required, to occur before the Case Management Conference.
6
7

8 Dated: October 25, 2007

9 RICHARD W. WIEKING
10 Clerk
by: Timothy J. Smagacz

11 

12 ADR Administrative Assistant
415-522-4205
13 Tim_Smagacz@cand.uscourts.gov

PROOF OF SERVICE

Case Name: Mazur v. eBay, Inc.

Case Number: 07-03967 MHP

I declare that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California. I am over the age of eighteen (18) years and not a party to the action. My business address is:

ADR Program
United States District Court
Northern District of California
450 Golden Gate Avenue Floor 16
San Francisco, CA 94102

On October 25, 2007, I served a true and correct copy of:

Notice Re: Noncompliance With Court Order

[X] electronically, I caused said documents to be transmitted using ECF as specified by General Order No. 45 to the following parties:

Craig Stuart Lanza
Balestriere PLLC
225 Broadway
Suite 2700
New York, NY 10007
clanza@balestriere.net

Matthew A. Siroka
Law Office of Matthew A Siroka
600 Townsend Street
Suite 329E
San Francisco, CA 94103
mas@defendergroup.com

John Balestriere
Balestriere PLLC
225 Broadway
Suite 2700
New York, NY 10007

Joseph Samuel Leventhal

Cooley Godward Kronish, LLP
4401 Eastgate Mall
San Diego, CA 92121
leventhaljs@cooley.com

Michael Graham Rhodes
Cooley Godward Kronish LLP
4401 Eastgate Mall
San Diego, CA 92121-9109
rhodesmg@cooley.com

Whitty Somvichian
Cooley Godward Kronish LLP
4401 Eastgate Mall
San Diego, CA 92121
wsomvichian@cooley.com

Heather Coe Meservy
Cooley Godward LLP
4401 Eastgate Mall
San Diego, CA 92121
hmeservy@cooley.com

Hot Jewelry Auctions.com

Jewelry Overstock Auctions

Paramount Auctions

[] by Facsimile, I caused said documents to be transmitted to the following parties by fax machine:

[] by U. S. Mail, I placed a true copy in a sealed envelope with postage fully prepaid in the United States Post Office Mail Box in San Francisco, California, addressed as follows:

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on October 25, 2007 in San Francisco, California.

RICHARD W. WIEKING
Clerk
by: Timothy J. Smagacz



ADR Administrative Assistant
415-522-4205
Tim_Smagacz@cand.uscourts.gov